

April 14, 2000

Re: 00-0134

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Dear Sir/Madam:

Enclosed is a copy of the Memorandum from the Hearing Examiner to the Commission regarding recommended action at the Bench Session on April 12, 2000. The Order presented to the Commission was entered with no changes and therefore, is not enclosed.

Sincerely,

Donna M. Caton  
Chief Clerk

DMC:jbm  
Enclosure

**Docket No:** 00-0134  
**Bench Date:** 4/12/00  
**Deadline:** N/A

**MEMORANDUM**

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**TO:** The Commission

**FROM:** John T. Riley, Hearing Examiner

**DATE:** March 21, 2000

**SUBJECT:** International Exchange Communications, Inc., d/b/a IE Com  
and NOSVA Limited Partnership

Joint Application for Approval of an Asset Purchase  
Agreement.

**RECOMMENDATION:** Grant the Motion to Withdraw Application and dismiss  
matter by yellow sheet.

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International Exchange Communications, Inc., d/b/a IE Com ("IE COM") and NOSVA Limited Partnership ("NOSVA") applied jointly for Commission approval of an Asset Sale Agreement, whereby IE COM would acquire, among other things, NOSVA customer accounts. IE COM will provide long distance service to those customers under a Certificate of Service Authority granted in Docket 98-0639, November 20, 1998. NOSVA will continue to provide services to certain other customers pursuant to its Certificate of Service Authority issued in Docket 94-0101, April 12, 1995.

NOSVA submitted a copy of a notice to be issued to all customers involved, informing them of the acquisition and that they may change carriers at the present carrier's expense. The notice also states that no charges or fees will be imposed and no rate increase will result from the acquisition. IE COM and NOSVA subsequently submitted a Motion to Withdraw Application, stating that they understood from conversations with Commission Staff that Commission approval does not extend to asset sale agreements.

Since IE COM and NOSVA are separately certificated in Illinois, and NOSVA will notify all customers regarding the acquisition, and there being no other issues for the Commission's consideration, I recommend that the Commission grant the Motion to Withdraw Application and dismiss this matter by yellow sheet.

JTR:fs